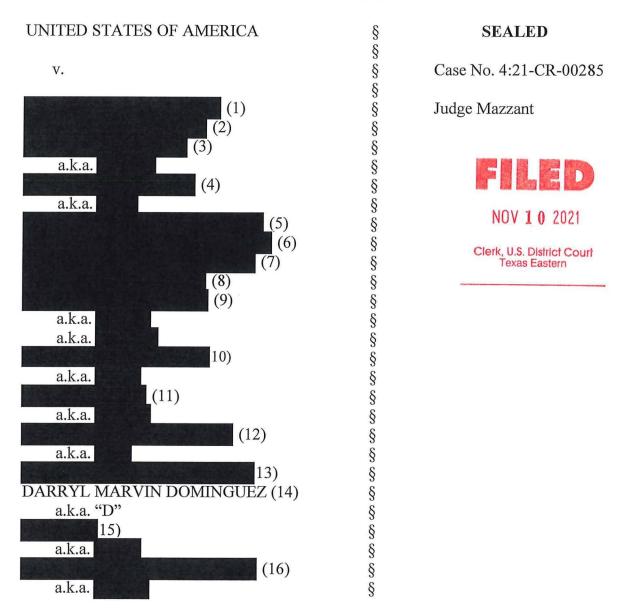
IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS SHERMAN DIVISION



FIRST SUPERSEDING INDICTMENT

THE UNITED STATES GRAND JURY CHARGES:

Count One

<u>Violation</u>: 21 U.S.C. § 846 (Conspiracy to Possess with the Intent to Distribute Marijuana)

That from sometime in or about August 2021, and continuously thereafter up to and including the date of this First Superseding indictment, in the Eastern District of



knowingly and intentionally combine, conspire, and agree with each other and persons known and unknown to the United States Grand Jury, to knowingly and intentionally distribute and possess with the intent to distribute 1,000 kilograms or more of a mixture or substance containing a detectable amount marijuana, in violation of 21 U.S.C. § 841(a)(1).

In violation of 21 U.S.C. § 846.

Count Two

<u>Violation</u>: Violation of 18 U.S.C. § 924(c) (Possession of a Firearm in Furtherance of a Drug Trafficking Crime)

On or about September 28, 2021, in Carrollton, Texas, a location within the Eastern District of Texas, defendant, did knowingly possess firearms, namely, a Capital Armament CO, LLC Multi Caliber Rifle, Model #BCA15, Colt 38 Super Caliber Pistol, Model #Government, Serial #ELCEN10786, Indictment Page 2

Ruger 57 Caliber Pistol, Model # Ruger 57, Serial #641-27575, in furtherance of a drug trafficking crime for which he may be prosecuted in a Court of the United States, to wit: conspiracy to intentionally distribute and possess with the intent to distribute a mixture or substance containing a detectible amount of marijuana.

In violation of 18 U.S.C. § 924(c).

Count Three

On or about September 23, 2021, in Dallas, Texas, a location within the Northern

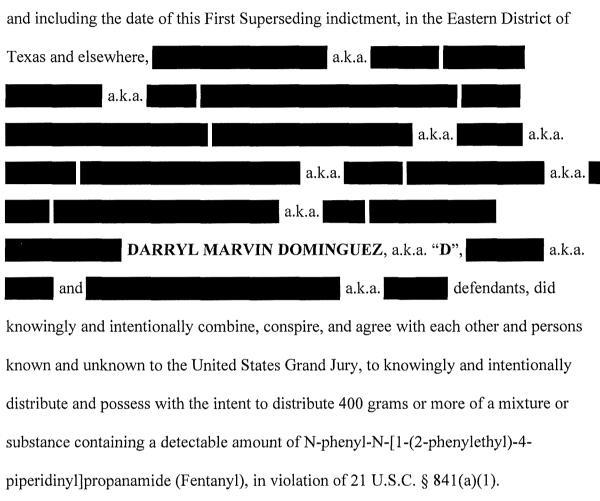
<u>Violation</u>: Violation of 18 U.S.C. § 924(c) (Possession of a Firearm in Furtherance of a Drug Trafficking Crime)

District of Texas, and defendants, did knowingly possess firearms, namely, a Glock 40 Caliber Pistol, Model #27, Serial #BXR087US, a Girsan 45 Caliber Pistol, Model #MC1911, Serial #T6368-19AA00026, a Glock 40 Caliber Pistol, Model 22Gen4, Serial #WDM965, a Romarm-CUGIR 762 Caliber Pistol, Model # Draco, Serial #DR-2655-09, in furtherance of a drug trafficking crime for which they may be prosecuted in a Court of the United States, to wit: conspiracy to intentionally distribute and possess with the intent to distribute a mixture or substance containing a detectible amount of marijuana.

In violation of 18 U.S.C. § 924(c).

Count Four

<u>Violation</u>: 21 U.S.C. § 846 (Conspiracy to Distribute and Possess with the Intent to Distribute a Controlled Substance (Fentanyl)) That from sometime in or about August 2021, and continuously thereafter up to



In violation of 21 U.S.C. § 846.

Count Five

Violation: 18 U.S.C. § 1956(h) 1956(a)(2)(A) and (a)(2)(B)(i) (Conspiracy to Commit Money Laundering)

That from sometime in or about August 2021, and continuing thereafter up to and including the date of this First Superseding Indictment, in the Eastern District of Texas, and elsewhere,

DARRYL MARVIN DOMINGUEZ, a.k.a. a.k.a.

"D", defendants, did knowingly combine, conspire, and agree together and with each other and with other persons known and unknown to conduct financial transactions affecting interstate commerce which involved the proceeds of specified unlawful activity, that is conspiracy to distribute and possess with intent to distribute Fentanyl, as alleged in Count One of this First Superseding Indictment;

- knowing that the transactions were designed in whole and in part to conceal 1. and disguise the nature, location, source, ownership and control of the proceeds of that specified unlawful activity contrary to 18 U.S.C. § 1956(a)(B)(i);
- did knowingly transport, transmit, or transfer, or attempt to transport, transmit, or 2. transfer a monetary instrument or funds from a place in the United States to or through a place outside the United States, or to a place in the United States from or through a place outside the United States, with intent to promote the carrying on of specified unlawful activity, that is, Conspiracy to Possess with the Intent to Distribute a Controlled Substance, to-wit: Fentanyl, as described in Count One of this First Superseding Indictment, in violation of 18 U.S.C. $\S 1956(a)(2)(A)$; and
- did knowingly transport, transmit, or transfer, or attempt to transport, transmit, or transfer a monetary instrument or funds from a place in the United States to or through a place outside the United States, or to a place in the United States from or through a place outside the United States, involving the proceeds of a specified unlawful activity, that is, Conspiracy to Possess with the Intent to Distribute a Controlled Substances, to-wit: Fentanyl, as described in Count One of this First Superseding Indictment, knowing that the monetary instrument or funds involved in the transportation, transmission, or transfer represented the proceeds of some form of

unlawful activity and knowing that such transportation, transmission, or transfer was designed in whole or in part to conceal and disguise the nature, location, source, ownership, and control of the proceeds of the specified unlawful activity, in violation of 18 U.S.C. § 1956(a)(2)(B)(i).

All in violation of 18 U.S.C. § 1956(h).

NOTICE OF INTENT TO SEEK CRIMINAL FORFEITURE

From their engagement in the violation alleged in this Indictment, the defendants shall forfeit to the United States, pursuant to 18 U.S.C. § 924(d), 18 U.S.C. § 982 and 21 U.S.C. § 853, all property used to commit or facilitate the offenses, proceeds from the offenses, and property derived from proceeds obtained directly or indirectly from the offenses, including but not limited to the following:

- a. Capital Armament CO, LLC Multi Caliber Rifle, Model #BCA15, Serial #BR10126, seized from
- b. Colt 38 Super Caliber Pistol, Model #Government, Serial #ELCEN10786, seized from
- c. Ruger 57 Caliber Pistol, Model # Ruger 57, Serial #641-27575, seized from
- d. Glock 40 Caliber Pistol, Model #27, Serial #BXR087US, seized from Jesus Gallegos and Isidro Gallegos;
- e. Girsan 45 Caliber Pistol, Model #MC1911, Serial #T6368-19AA00026, seized from Jesus Gallegos and Isidro Gallegos;
- f. Glock 40 Caliber Pistol, Model 22Gen4, Serial #WDM965, seized from Jesus Gallegos and Isidro Gallegos;
- g. Romarm-CUGIR 762 Caliber Pistol, Model # Draco, Serial #DR-2655-09, seized from Jesus Gallegos and Isidro Gallegos.

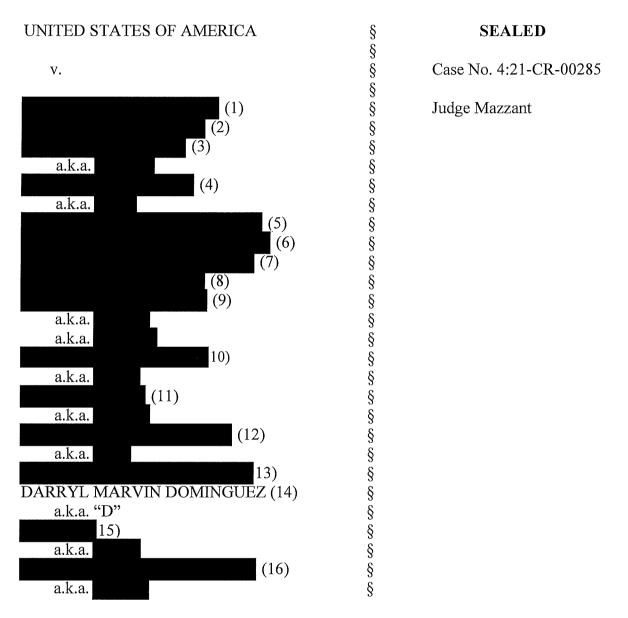
The United States of America shall be entitled to forfeiture of substitute property under the provisions of 21 U.S.C. § 853(p), and as incorporated by 28 U.S.C. § 2461(c).

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	A TRUE BILL,
	GRAND JURY FOREPERSON
NICHOLAS J. GANJEI Acting United States Attorney	
By:	

COLLEEN BLOSS
Assistant United States Attorney

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS SHERMAN DIVISION



NOTICE OF PENALTY

Count One

Violation: 21 U.S.C. § 846

Penalty: If 1,000 kilograms or more of a mixture or substance containing a detectable amount

of marijuana -- not less than 10 years and not more than life imprisonment, a fine

not to exceed \$10 million, or both; supervised release of at least five years.

Special Assessment: \$100.00

Count Two

18 U.S.C. § 924(c) Violation:

Penalty: Imprisonment for not less than five years to be served consecutive with any other

term; a fine not to exceed \$250,000, or both; a term of supervised release of not

more than five years.

Special Assessment: \$100.00

Count Three

Violation: 18 U.S.C. § 924(c)

Penalty: Imprisonment for not less than five years to be served consecutive with any other

term; a fine not to exceed \$250,000, or both; a term of supervised release of not

more than five years.

Special Assessment: \$100.00

Count Four

Violation: 21 U.S.C. § 846

If 400 grams or more of a mixture or substance containing a detectable amount of Penalty:

> N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide (Fentanyl) – A term of imprisonment of not less than 10 years and not more than life imprisonment, a fine

not to exceed \$10 million, or both; supervised release of at least five years.

If more than 40 grams but less than 400 grams of a mixture or substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide (Fentanyl) – A term of imprisonment of not less than 5 years but not more than 40 years, a fine not to exceed \$5 million, or both; supervised release of at least four years.

If less than 40 grams of a mixture or substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide (Fentanyl) -- A term of imprisonment of not more than 20 years imprisonment, a fine not to exceed \$1,000,000.00 or both; supervised release of at least three years.

Special Assessment: \$100.00

Count Five

18 U.S.C. § 1956(h) in violation of 18 U.S.C. §§ 1956(a)(1)(A)(i), Violation:

1956(a)(1)(B)(i), 1956(a)(2)(A), 1956(a)(2)(B)(i), and 1957

Not more than 20 years imprisonment; a fine not to exceed \$500,000 or twice the Penalty:

pecuniary gain or loss. A term of supervised release of not more than 3 years.

Special Assessment: \$100.00